

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

EDWARD T. KENNEDY,

Plaintiff,

v.

COMMISSIONER DEPARTMENT OF
THE TREASURY INTERNAL REVENUE
SERVICE, *et al.*,

Defendants.

Case No. 5:18-cv-00257-JFL

**THE UNITED STATES' OBJECTIONS TO PLAINTIFF'S STATEMENT OF FACTS IN
PLAINTIFF'S EMERGENCY MOTION FOR SUMMARY JUDGMENT 4**

The United States, as the real party in interest and in place of the named defendants, asserts objections to all statements of “fact” included in Plaintiff’s Emergency Motion for Summary Judgment 4. (*See* Dkt. No. 22). The Court requires that Plaintiff, “include only those facts that are material to the issues in dispute . . . [and] accompany each factual assertion with a citation to the specific portion(s) of the record that support the assertion, including the exhibit, page, and line numbers.” The Honorable Joseph F. Leeson Jr.’s Policies and Procedures, Section II(F)(8), Motions for Summary Judgment – Required Statement of Undisputed Material Facts. The Court is clear that it “will not consider a factual assertion that is not supported by a citation to the record.” The Honorable Joseph F. Leeson Jr.’s Policies and Procedures, Section II(F)(8), Motions for Summary Judgment – Required Statement of Undisputed Material Facts.

Plaintiff has yet again failed to cite to any portions of the record that supports any of his facts in his Emergency Motion for Summary Judgment 4. He instead offers bare, conclusory allegations and unsupported conclusions of law. Consequently, a genuine dispute exists and the

United States respectfully requests that the Court strike or otherwise disregard all portions of Plaintiff's statements of facts in Plaintiff's Emergency Motion for Summary Judgment 4.

Date: June 7, 2018

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